ATTORNEY'S DOCKET NO: C0989/7016(HCL)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Eugene Chan

Serial No.:

09/852,968

Confirmation No.:

5672

Filed: For:

May 10, 2001
METHODS AND PRODUCTS FOR ANALYZING POLYMERS

Technology Center 2100

Examiner:

Art Unit:

2155

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, Washington, D.C. 20231, on the 14 day of February, 2002.

Commissioner for Patents Washington, D.C. 20231

SUPPLEMENTAL STATEMENT FILED PURSUANT TO THE DUTY OF DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed before the mailing date of a first Office Action on the merits in the above-identified case.

No fee or certification is required.

PART II: Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

The Applicant hereby makes the following additional information of record in the above-identified application.

595483.1

The applicant would like to bring to the Examiner's attention the following co-pending applications that may contain subject matter related to this application:

Docket No.	Serial No.	Filing Date	Inventor(s)
C0989/7017	09/875,779	06/06/01	Chan et al.
C0989/7021	09/928,668	08/13/01	Chan

The following are remarks concerning the other information cited:

PART III: Remarks

Documents cited on the attached form PTO-1449 (modified) are enclosed unless otherwise indicated on the attached form PTO-1449 (modified). It is respectfully requested that:

- 1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
- 2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
- 3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Serial No.: 09/852,968

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted, Chan, Applicant(s)

By:

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600 Atlantic Avenue Boston, MA 02210

Telephone (617) 720-3500

Docket No. C0989/7016 Dated: February $\binom{\alpha}{2}$, 2002

XNDD

FORM PTO-1449/A and B (Modified File of 1 APPLICATION NO.: 09/852,968 ATTY. DOCKET NO.: C0989/7016

APPLICATION NO.: 09/852,968 ATTY. DOCKET NO.: C0989/7016

FILING DATE: May 10, 2001 CONFIRMATION NO.: 5672

APPLICANT: Eugene Chan

GROUP ART UNIT: 2155 EXAMINER: Unassigned

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v.s.			DUU		

Examiner's Cite Initials# No.	U.S. Patent Document		Name of Patentee or Applicant of Cited	Date of Publication or of issue	
	No.	Number	Kind Code	Kind Document	of Cited Document MM-DD-YYYY
	A30	5,538,848	B1	Livak et al.	07/23/1996
	A31	6,263,286	B1	Gilmanshin et al.	07/17/2001
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					Technology Center 2100

FOREIGN PATENT DOCUMENTS

Ditaminor 5	Cite	e Foreign Patent Document			Name of Patentee or Applicant of Cited	Date of Publication of	Translation
	No.	Office/ Country	Number	Kind Code	Document (not necessary)	Cited Document MM-DD-YYYY	(Y/N)
	B5	wo	99/05315	A2	Medical Biosystems Ltd.	02/04/1999	
	B6	WO	99/24583	A1	McGill University	05/20/1999	
	B7	WO	00/06587	A1	Max-Planck-Gesellschaft Zur Forderung	02/10/2000	
	B8	WO	00/60072	A1	Medical Biosystems Ltd.	10/12/2000	
	В9	WO	00/60114	A2	Medical Biosystems Ltd.	10/12/2000	

OTHER ART — NON PATENT LITERATURE DOCUMENTS

Examiner's Initials#	Cite No	Include name of the author (in CAPITAL LETTERS) title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, relevant page(s), volume-issue number(s), publisher, city and/or country where published.	Translation (Y/N)
	C218	NIE, S. et al., "Optical Detection of Single Molecules", Annu. Rev. Biophys. Biomol. Struct., 1997, Pages 567-596, Vol. 26, Annual Reviews, Inc.	

EXAMINER	DATE CONSIDERED
#EXAMINER: Initial if reference considered, whether or not linely the copy of this form with next communication to appliance.	ot citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered.

*a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No.	, filed	, and
relied upon for an earlier filing date under 35 U.S.C. 120 (continuation, continuation-in-part, and divisional applications).	.,	_ ,

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